UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b)

Attorney Docket No.: 2001 1039

First Named Inventor: Shinichi SAEKI et al.

OPTICAL DISC, RECORDING APPARATUS, AND COMPUTER-READABLE RECORDING MEDIUM

Express Mail Label No .:

ADDRESS TO:

Assistant Commissioner for Patents

Box Patent Application Washington, D.C. 20231

7. [] CD-ROM or CD-R in duplicate, large table or computer program (Appendix)

8. [] Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)

- a. [] Computer Readable Form
- b. Specification Sequence Listing on:
 - i. [] CD-ROM or CD-R (2 copies); or
 - ii. [] Paper
- c. [] Statement verifying

identity of above copies

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

- Fee Transmittal Form (Submit an original, and a duplicate for fee processing)
- 2. [] Small Entity Status is hereby asserted.
- 3. [X] Specification

[Total Pages: 61]

(preferred arrangement set forth below)

- Descriptive title of the Invention
- Cross References to Related Applications
- Statement Regarding Fed sponsored R & D
- Reference to Sequence Listing, a table, or a computer program listing appendix.
- Background of the Invention
- Brief Summary of the Invention
- Brief Description of the Drawings (if filed)
- **Detailed Description**
- Claim(s)
- Abstract of the Disclosure

[Total Sheets: 28]

- 4. [X] Drawing(s) (35 USC 113) [X] Oath or Declaration
- [Total Pages: 3]
- a.1. [] Newly executed (original or copy)
 - a.2. [] Unexecuted
 - [X] Copy from a prior application (37 CFR 1.63(d)) (for continuation/divisional with Box 18 completed)
 - i. [] DELETION OF INVENTOR(S)

Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).

[] Application Data Sheet (see 37 CFR 1.76)

ACCOMPANYING APPLICATION PARTS

- Assignment Papers (cover sheet & document(s))
- 37 CFR 3.73(b) Statement (when there is an assignee)
- [] Power of Attorney
- English Translation Document (if applicable) 11. []
- 12. [X] Information Disclosure Statement (IDS)/PTO-1449 [] Copies of IDS Citations
- 13. [X] Preliminary Amendment
- 14. [X] Return Receipt Postcard (MPEP 503) (Should be specifically itemized)
- 15. [] Certified Copy of Priority Document(s) (if foreign priority is claimed)
- 16. [] Request and Certification under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
- 17. [X] Other Claim of Priority Under 35 USC 119

📆8. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below, and in a preliminary amendment, or in an Application Data Sheet:

[] Continuation

[X] Divisional

[] Continuation-in-part (CIP)

of prior application No. 09/671,107

Prior Application Information: Examiner R. Chevalier

Group Art Unit 2615

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference therein. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

19. CORRESPONDENCE ADDRESS



PATENT TRADEMARK OFFICE

effre R. Filipek sistration No. 41.471

> WENDEROTH, LIND & PONACK, L.L.P. 2033 "K" Street, N.W., Suite 800 Washington, D.C. 20006-1021 Phone: (202) 721-8200 Fax: (202) 721-8250

> > July 24, 2001

THE COMMISSIONER IS AUTHORIZED TO CHARGE ANY DEFICIENCY IN THE FEES FOR THIS PAPER TO DEPOSIT **ACCOUNT NO. 23-0975**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Shinichi SAEKI et al.

Serial No. NEW

Attn: Application Branch

Filed July 24, 2001

Attorney Docket No. 2001 1039

OPTICAL DISC, RECORDING APPARATUS,

AND COMPUTER-READABLE RECORDING

MEDIUM

(Rule 1.53(b) Divisional of Serial No. 09/671,107, Filed September 28, 2000)

THE COMMISSIONER IS AUTHORIZED TO CHARGE ANY DEFICIENCY IN THE

FEES FOR THIS PAPER TO DEPOSIT

ACCOUNT NO. 23-0975

PATENT OFFICE FEE TRANSMITTAL FORM

Assistant Commissioner for Patents,

Washington, DC 20231

Sir:

Attached hereto is a check in the amount of \$790.00 to cover Patent Office fees relating to filing the following attached papers:

Additional Claims Fee:

Excess of Twenty \$
Independent \$80.00

A duplicate copy of this paper is being submitted for use in the Accounting Division, Office of Finance.

The Commissioner is authorized to charge any deficiency or to credit any overpayment associated with this communication to Deposit Account No. 23-0975, with the EXCEPTION of deficiencies in fees for multiple dependent claims in new applications.

Respectfully submitted,

Shinichi SAEKI et al.

ffrey R. Filipek Registration No. 41,471

Attorney for Applicants

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July 24, 2001

ICheck No

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